INTER-OFFICE COMMUNICATIONS

Palm Beach County, Florida

TO: John Sansbury, County Administrator
Lisa Heasley, County Attorney's Office
Herb Kahlert, County Engineer
David Bludworth, State Attorney
Max Rudmann, Asst. Attorney General
Captain Cook, Sheriff's Dept. -Civil
Frank Schulz, Sheriff's Office
Bob Basehart, Planning, Zoning & Bldg.
Bob Palchanis, Building Division, Director
Richard Graddock ,Assistant County Attorney
Patty Young -4th District Court of Appeals
Law Library
(2) County Library

DATE: August 7, 1985

FROM: John W. Dame, Chief Deputy Clerk

RE: PALM BEACH COUNTY ORDINANCE DISTRIBUTION

ORDINANCE NO. 85-19

TITLE REFERENCE:

Imposing a Four (4¢) Local Option Gas Tax ...

Attached is a copy of the above referenced Ordinance of Palm Beach County. This Ordinance has been filed with Florida Department of State and forwarded to Municipal Code Corporation for codification. The effective date is September 1, 1985.

Signed Lorie Slinger
Deputy Clerk

JWD:

Attachment

* cc: Commissioners, BCC
Clerk
Minutes

*If a complete copy of ordinance is needed, please advise this office and we will be happy to provide a copy.

7.1.5RAGmej "four cents gas tax ord"

ORDINANCE NO. 85-19

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, IMPOSING A FOUR (4¢) CENT LOCAL OPTION GAS TAX UPON EVERY GALLON OF MOTOR FUEL AND SPECIAL FUEL SOLD IN PALM BEACH COUNTY AND TAXED UPON THE PROVISIONS OF CHAPTER 206 OF THE FLORIDA STATUTES, PROVIDING THAT THE LEVY SHALL BE EFFECTIVE FOR A PERIOD OF TEN (10) YEARS BEGINNING SEPTEMBER 1, 1985; PROVIDING FOR DISTRIBUTION PURSUANT TO AN INTERLOCAL AGREEMENT BETWEEN PALM BEACH COUNTY AND THE MUNICIPALITIES LOCATED THEREIN; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR INCLUSION WITHIN THE COUNTY CODE; REPEALING ORDINANCE 83-14.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

SECTION 1. This ordinance is authorized by Section 336.025, Florida Statutes as created by Section 55 of Chapter 83-3, Laws of Florida and other applicable law.

SECTION 2. A four (4¢) cent local option gas tax is hereby imposed upon every gallon of motor fuel and special fuel sold in Palm Beach County and taxed under the provisions of Chapter 206, Florida Statutes.

SECTION 3. The tax levy hereby made shall be effective from September 1, 1985 to August 31, 1995, both inclusive.

SECTION 4. The proceeds of the tax levied by this ordinance shall be divided and distributed by the Florida Department of Revenue as provided in an interlocal agreement by and between Palm Beach County and the municipalities located within said County. As provided in said interlocal agreement, Palm Beach County shall receive two-thirds (2/3) of the proceeds of said tax and the municipalities shall collectively receive one-third (1/3) of the proceeds of said tax. Each eligible municipality, as such is defined in §336.025, Florida Statutes, shall be

entitled to receive a share of the municipalities' share of the proceeds of said tax as provided in Exhibit B of said interlocal agreement.

SECTION 5. This ordinance was adopted on the 23rd day of July, 1985, on the affirmative vote of a majority of the members of the Board of County Commissioners and shall become effective on September 1, 1985.

SECTION 6. The provisions of this Ordinance shall become and be made a part of the Code of Laws and Ordinances of Palm Beach County, Florida. The sections of this Ordinance may be renumbered or relettered to accomplish such and the word "ordinance" may be changed to "section", "article", or other appropriate word.

SECTION 7. If any section, paragraph, sentence, clause, phrase or word of this ordinance is found unconstitutional, inoperative or void, such hold shall not affect the remainder of this Ordinance.

SECTION 8.

All local laws and ordinances applying to the unincorporated area of Palm Beach County in conflict with any provisions of this ordinance are hereby repealed. Ordinance 83-14 is hereby repealed.

APPROVED AND ADOPTED by the Board of County Commissioners of Palm Beach County, Florida, on the 23rd day of July, 1985.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

By _____
Chairman

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

_____
County Attorney

Acknowledgement by the Department of State of the State of Florida, on this, the 1st day of August, 1985.

Acknowledgement from the Department of State received on the 5th day of August, 1985, at 3:53 P.M., and filed in the Office of the Clerk of the Board of County Commissioners of Palm Beach County, Florida.

EFFECTIVE DATE: September 1, 1985.

STATE OF FLORIDA, COUNTY OF PALM BEACH
I, JOHN B. DUNKLE, ex-officio Clerk of the Board of County Commissioners certify this to be a true and correct copy of the original filed in my office on July 23, 1985.
DATED at West Palm Beach, FL on 8/6/85
JOHN B. DUNKLE, Clerk,
By: _____ D.C.
Deputy Clerk